

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V2

WATER RIGHT NUMBER: 67-464 V2

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | MC KEE BROTHERS INC<br>2980 SALUBRIA RD<br>CAMBRIDGE, ID 83610<br>(208)257-3778 |
| Original Owner    | EDITH K DEVANEY<br><br>, ID                                                     |
| Original Owner    | ELLA MAE CARTER<br><br>, ZZ                                                     |

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

| <u>Source</u>       | <u>Tributary</u> |
|---------------------|------------------|
| LITTLE WEISER RIVER | WEISER RIVER     |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 10/31          | 0.450 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.450 CFS             |                      |

Location of Point(s) of Diversion

|                     |            |         |          |               |
|---------------------|------------|---------|----------|---------------|
| LITTLE WEISER RIVER | NE1/4SW1/4 | Sec. 1, | Twp 14N, | Rge 02W, B.M. |
| ADAMS County        |            |         |          |               |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |      |    | NW |    |     |     | SW |    |      |    | SE   |      |    |    | Totals |
|-----|-----|-----|----|----|------|----|----|----|-----|-----|----|----|------|----|------|------|----|----|--------|
|     |     |     | NE | NW | SW   | SE | NE | NW | SW  | SE  | NE | NW | SW   | SE | NE   | NW   | SW | SE |        |
| 14N | 02W | 17  |    |    |      |    |    |    |     |     |    |    | 20.0 |    |      |      |    |    | 20.0   |
| 14N | 02W | 18  |    |    | 30.0 |    |    |    | 4.0 | 2.0 |    |    |      |    | 16.0 | 12.0 |    |    | 64.0   |

Total Acres: 84

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 67-464 and 67-10622 are limited to the irrigation of a combined total of 84 acres in a single irrigation season.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V2

3. F01 Water is delivered through Schwenkfelder Ditch and then diverted through the Gladhard Ditch.
4. K06 This right is limited to the irrigation of 36.0 acres within the place of use described above in a single irrigation season.

Remarks:Comments:

1. csaxton 2/26/2008 Version 2

Comment: A version 2 was created for this right because 67-10622 had an objection filed on it. Recommending 67-10622 resulted in changing the recommendation for 67-464.

2. csaxton 2/26/2008 PPU

Comment: Evidence of priority was submitted for 67-10622 so this right and 67-10622 are recommended in a permissible place of use for 84 acres.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Summary        |                           |                 | 02/26/2008                | csaxton         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V2

|         |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|---------|----------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary | 2/26/2008 9:39:41 AM | csaxton | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(Yes) 5. Does this right have any combined use limits with other rights?<br>(Yes) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(No) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date? |
|---------|----------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Water Supply Bank:

09/26/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-464

NAME AND ADDRESS: MC KEE BROTHERS INC  
2980 SALUBRIA RD  
CAMBRIDGE ID 83610

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.450 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T14N R02W S1 NESW Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/15 10/31          | 0.450 CFS       |

PLACE OF USE: IRRIGATION in WASHINGTON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T14N R02W S17 | NWSW | 20.00 | T14N R02W S18 | SWNE | 30.00 |
| T14N R02W S18 | SENE | 4.00  | T14N R02W S18 | NESW | 2.00  |
| T14N R02W S18 | NESE | 16.00 | T14N R02W S18 | NWSE | 12.00 |

84 ACRES TOTAL

Right Nos. 67-464 and 67-10622 are limited to the irrigation of a combined total of 84.0 acres in a single irrigation season.

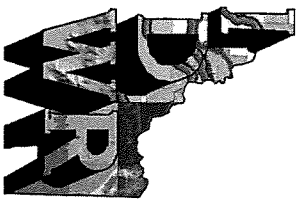
This right is limited to the irrigation of 36.0 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Schwenkfelder Ditch and then diverted through the Gladhard Ditch.

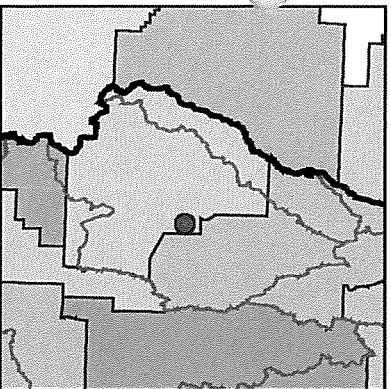


# Idaho Department of Water Resources

SRBA Recommendation:  
**67-464**  
(Irrigation)

## Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Washington County  
IDWR Basin 67



Prepared by IDWR State Office  
On Wednesday, September 26, 2007  
1987/88 Aerial Photography



12/04/2006

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-464

NAME AND ADDRESS: MC KEE BROTHERS INC  
2980 SALUBRIA RD  
CAMBRIDGE ID 83610

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.450 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T14N R02W S1 NESW Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
03/15 10/31

QUANTITY  
0.450 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

|               |      |      |               |      |       |
|---------------|------|------|---------------|------|-------|
| T14N R02W S17 | NWSW | 8.60 | T14N R02W S18 | SWNE | 12.90 |
| T14N R02W S18 | SENE | 2.10 | T14N R02W S18 | NESW | 0.40  |
| T14N R02W S18 | NESE | 8.60 | T14N R02W S18 | NWSE | 3.40  |

36 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

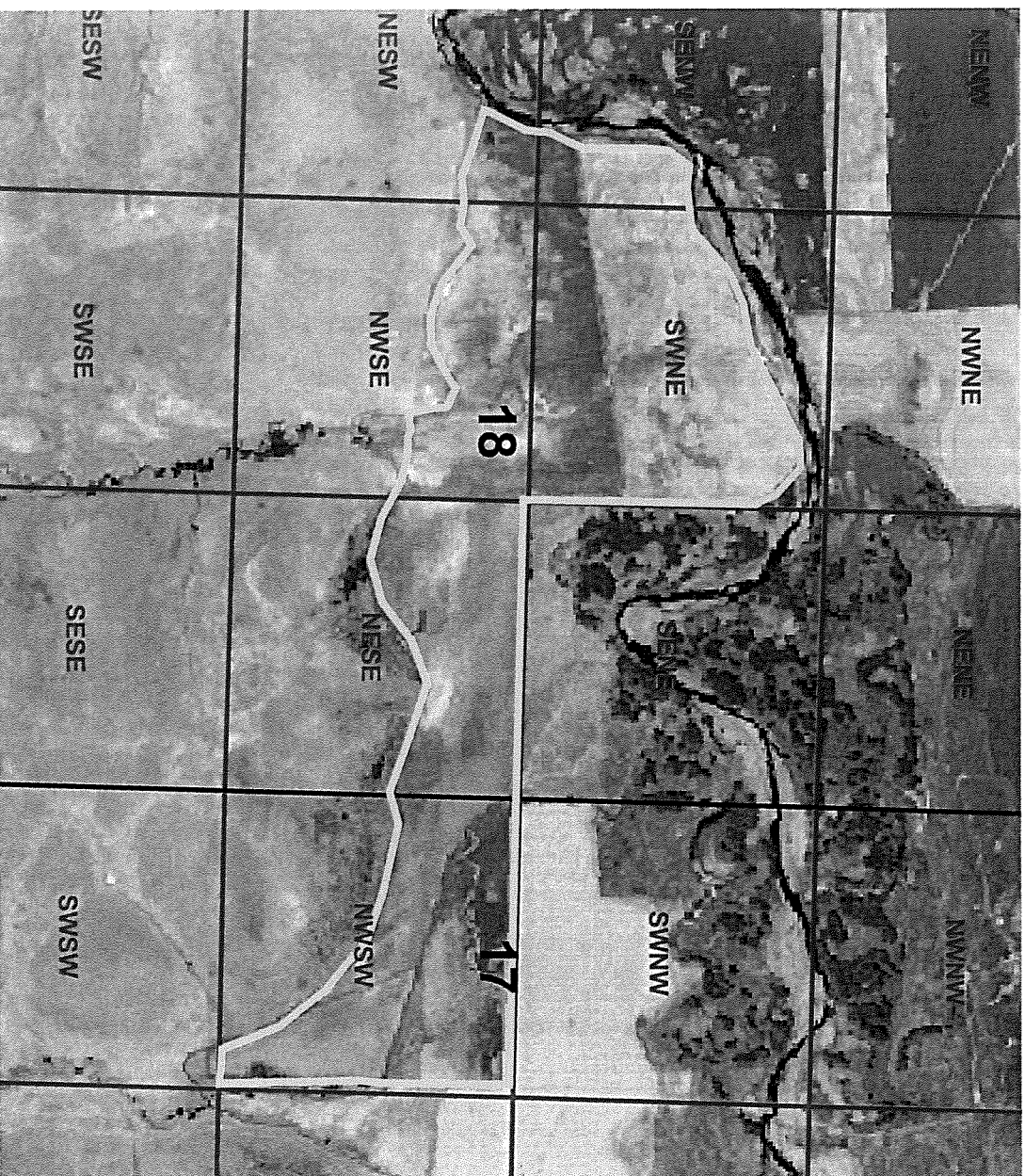
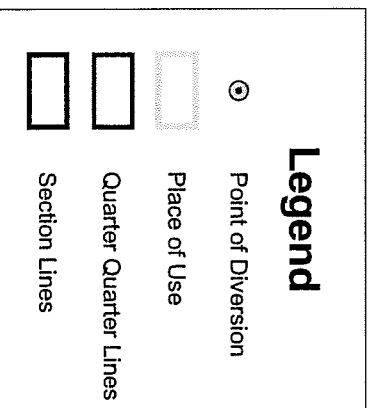
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Schwenkfelder Ditch and then diverted through the Gladhard Ditch.

This right when combined with all other rights shall provide no more than .02 cfs per acre.

# Idaho Department of Water Resources

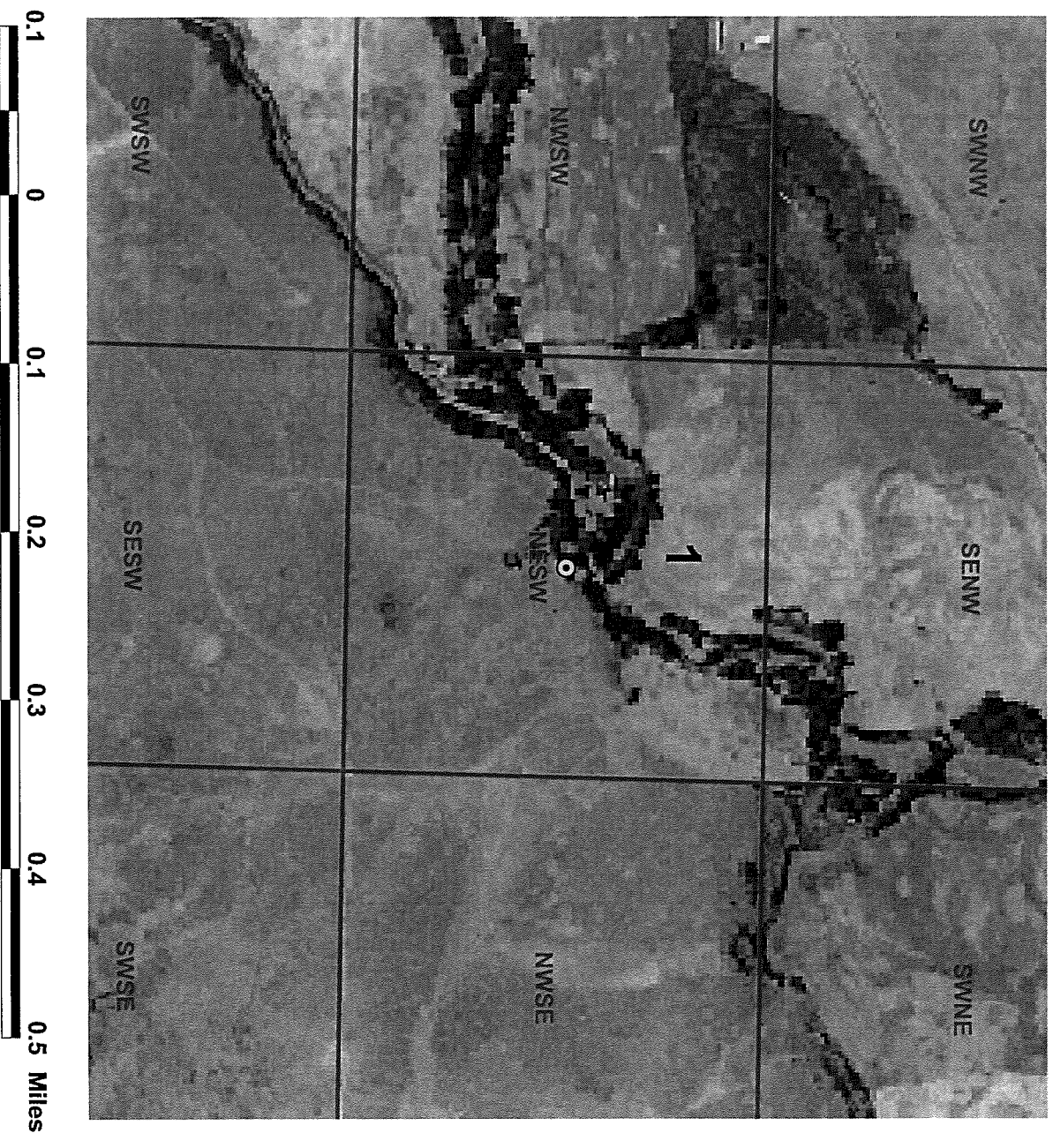
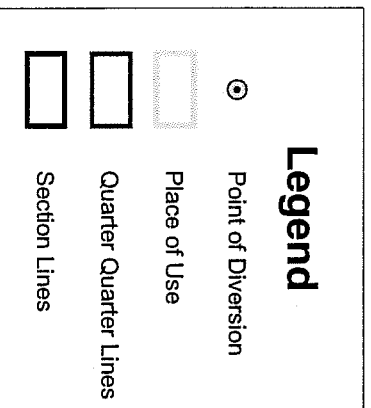
**T14N, R02W S17 & 18**  
**Water Right No: 67-464**



**T14N, R02W S1**  
**Water Right No: 67-464**

**T14N, R02W S1**

**Water Right No: 67-464**



TO: ADJUDICATION CLAIM FILE 67-464

FROM: DANIEL A. NELSON

DATE: 12/4/06

SUBJECT: CLAIM REVIEW

This claim is based on Muir vs. Allison decreed right 67-464. The Muir vs. Allison allowed  $\frac{5}{8}$  of an inch or 0.0125 cfs per acre. The decree was filed for 22  $\frac{1}{2}$  inches or 0.45 cfs. The maximum number of acres allowed under the Muir vs. Allison decree is 36 acres ( $0.45 \text{ cfs} / 0.0125 = 36 \text{ acres}$ ). The claimant claimed a total of 84 acres irrigated under this right and decreed right 67-464. A flood water right 67-10622 was also filed for this same ground, but it was disallowed, because evidence of priority was not filed.

I reviewed the place of use map provided, and it was impossible to determine which of the 84 acres where the original 36 acres allowed in the decree. Therefore, the acres were distributed throughout the land list to ensure that each 40-acre tract being irrigated had at least a portion of this water. The acres were determined by allowing 43% of the acres claimed in each tract. Most of the ground being irrigated from this place of use comes from Little Weiser Irrigation District water rights. The maximum allowable acres that can be irrigated are 36 acres, so the total acres irrigated cannot exceed that amount. Only 36 acres will be recommended on this claim. The shape file created will show the 84 acres claimed. The shape file was created by Morgan Case and is suitable to use for the recommendation of this right.

The water diverted under this right is diverted through the Schwenkfelder ditch and then diverted into the Gladhard ditch. It has already been determined that the Schwenkfelder ditch has the capacity to carry all of the water rights diverted through it, and this decree is shown on the watermaster report showing water rights that are being delivered. There is no doubt that this right has been used, so it will be recommended for 0.45 cfs.

Several other rights are diverted through the Schwendfelder ditch, so a condition will need to be added stating that this claim is diverted through that ditch. There are other water rights used on this ground, so a condition limiting them to 0.02 cfs per acre will also be needed.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

WATER RIGHT NUMBER: 67-464 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | MC KEE BROTHERS INC<br>2980 SALUBRIA RD<br>CAMBRIDGE, ID 83610<br>(208)257-3778 |
| Original Owner    | EDITH K DEVANEY                                                                 |
|                   | , ID                                                                            |
| Original Owner    | ELLA MAE CARTER                                                                 |
|                   | , ZZ                                                                            |

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

| <u>Source</u>       | <u>Tributary</u> |
|---------------------|------------------|
| LITTLE WEISER RIVER | WEISER RIVER     |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 10/31          | 0.450 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.450 CFS             |                      |

Location of Point(s) of Diversion

|                     |            |                                |
|---------------------|------------|--------------------------------|
| LITTLE WEISER RIVER | NE1/4SW1/4 | Sec. 1, Twp 14N, Rge 02W, B.M. |
| ADAMS County        |            |                                |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |      |    | NW |    |     |    | SW |    |     |    | SE  |     |    |    | Totals |
|-----|-----|-----|----|----|------|----|----|----|-----|----|----|----|-----|----|-----|-----|----|----|--------|
|     |     |     | NE | NW | SW   | SE | NE | NW | SW  | SE | NE | NW | SW  | SE | NE  | NW  | SW | SE |        |
| 14N | 02W | 17  |    |    |      |    |    |    |     |    |    |    | 8.6 |    |     |     |    |    | 8.6    |
| 14N | 02W | 18  |    |    | 12.9 |    |    |    | 2.1 | .4 |    |    |     |    | 8.6 | 3.4 |    |    | 27.4   |

Total Acres: 36

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. F01 Water is delivered through Schwenkfelder Ditch and then diverted through the Gladhard Ditch.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

3. E62 This right when combined with all other rights shall provide no more than .02 cfs per acre.

Remarks:Comments:

1. mcase 7/23/2004 POD

Comment: Updated shape

2. mcase 7/23/2004 POU

Comment: Updated Shape

3. mcase 7/23/2004 POU

Comment: POU shape created using claim map. Decreed 36 acres. Claimed 84 acres. Shape as digitized is 89 acres. Claimed POU extends into non-decreed QQs.

4. mcase 7/27/2004 POD

Comment: Correlated PODID 624302 from SpatialDataID 342735 to SpatialDataID 342679

5. mcase 7/27/2004 POD

Comment: Correlated PODID 624302 from SpatialDataID 342735 to SpatialDataID 342679

6. mcase 7/27/2004 POD

Comment: Correlated PODID 624302 from SpatialDataID 342735 to SpatialDataID 342679

7. dnelson 12/4/2006 Claim Review

Comment: This claim is based on Muir vs. Allison decreed right 67-464. The Muir vs. Allison allowed 5/8 of an inch or 0.0125 cfs per acre. The decree was filed for 22 ½ inches or 0.45 cfs. The maximum number of acres allowed under the Muir vs. Allison decree is 36 acres ( $0.45 \text{ cfs} / 0.0125 = 36 \text{ acres}$ ). The claimant claimed a total of 84 acres irrigated under this right and decreed right 67-464. A flood water right 67-10622 was also filed for this same ground, but it was disallowed, because evidence of priority was not filed.

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Several other rights are diverted through the Schwenkfelder ditch, so a condition will need to be added stating that this claim is diverted through that ditch. There are other water rights used on this ground, so a condition limiting them to 0.02 cfs per acre will also be needed.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag:  
 State or Federal: S  
 Owner Name Connector: OR  
 Water District Number: 67  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Priority Date  | 7/23/2004 10:21:30 AM     | mcase           |                           |                 | Active        |
| POD            | 7/23/2004 10:34:47 AM     | mcase           |                           |                 | Active        |
| Source         | 7/23/2004 10:34:54 AM     | mcase           |                           |                 | Active        |
| POU            | 7/23/2004 10:45:13 AM     | mcase           |                           |                 | Active        |
| Use            | 7/23/2004 10:45:20 AM     | mcase           |                           |                 | Active        |
| Season         | 7/23/2004 10:46:04 AM     | mcase           |                           |                 | Active        |
| Quantity       | 7/23/2004 10:46:17 AM     | mcase           |                           |                 | Active        |
| Contacts       | 12/4/2006 1:53:33 PM      | dnelson         |                           |                 | Active        |
| Priority Date  | 12/4/2006 1:54:31 PM      | dnelson         |                           |                 | Active        |
| POD            | 12/4/2006 1:56:43 PM      | dnelson         |                           |                 | Active        |
| Source         | 12/4/2006 1:57:28 PM      | dnelson         |                           |                 | Active        |
| POU            | 12/4/2006 1:59:23 PM      | dnelson         |                           |                 | Active        |
| Use            | 12/4/2006 1:59:46 PM      | dnelson         |                           |                 | Active        |
| Season         | 12/4/2006 2:00:37 PM      | dnelson         |                           |                 | Active        |
| Quantity       | 12/4/2006 2:01:09 PM      | dnelson         |                           |                 | Active        |
| Summary        |                           |                 | 12/04/2006                | dnelson         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                    |
|----------------|------------------------|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD            | 7/23/2004 10:34:48 AM  | mcase           | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(No) 5. Can the claimed POD be verified using the water right file? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

|               |                       |       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|---------------|-----------------------|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU           | 7/23/2004 10:45:14 AM | mcase | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2a. Is the POU required?</p> <p>(Yes) 5. Does the Decree or License have a POU?</p> <p>(No) 6. Can the claimed POU be verified using the water right file?</p>                                                                                                                                                                                                                                                                                                                    |
| Use           | 7/23/2004 10:45:20 AM | mcase | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a Purpose of Use?</p> <p>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?</p>                                                                                                                                                                                                                                                                                                                                   |
| Priority Date | 7/23/2004 10:21:31 AM | mcase | <p>(No) 1. Should this water use have been included in a later court decree of the water rights from this source?</p> <p>(Yes) 4. Is the basis of claim decree or license?</p> <p>(Yes) 5. Does the decree or license have a Priority Date?</p> <p>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?</p> <p>(Yes) 15. Is the basis of claim coded correctly?</p> <p>(No) 16. Is a Priority Date remark and/or condition required?</p>                                                                                                |
| Source        | 7/23/2004 10:34:54 AM | mcase | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a source?</p> <p>(Yes) 5. Can the claimed source be verified using the water right file?</p>                                                                                                                                                                                                                                                                                                                                                          |
| Season        | 7/23/2004 10:46:05 AM | mcase | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(No) 4. Does the Decree or License have a Period of Use?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p>                      |
| Quantity      | 7/23/2004 10:46:18 AM | mcase | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

|          |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|----------|----------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Use      | 12/4/2006 1:59:47 PM | dnelson | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a Purpose of Use?</p> <p>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?</p> <p>(No) 13. Is a Purpose of Use remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                                                                                            |
| Summary  | 12/4/2006 2:02:44 PM | dnelson | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(No) 5. Does this right have any combined use limits with other rights?</p> <p>(Yes) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(No) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p>                     |
| Contacts | 12/4/2006 1:53:33 PM | dnelson | <p>(No) 1. Do you want to schedule an appointment?</p> <p>Comment for 1: Decreed right no appointment required.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| General  | 12/4/2006 1:54:32 PM | dnelson | <p>(Yes) 1. Should this water use have been included in a later court decree of the water rights from this source?</p> <p>(Yes) 2. Was the owner or the owners predecessor in interest of the place of use joined in the later decree?</p> <p>(No) 3a. Is the date the decree was entered after the date a permit is required for the source and the water use?</p> <p>(Yes) 4. Is the basis of claim decree or license?</p> <p>(Yes) 5. Does the decree or license have a Priority Date?</p> <p>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?</p> <p>(Yes) 15. Is the basis of claim coded correctly?</p> <p>(No) 16. Is a Priority Date remark and/or condition required?</p> |
| POD      | 12/4/2006 1:56:44 PM | dnelson | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 4. Does the Decree or License have a POD?</p> <p>(No) 6. Is there evidence that there has been a change in the POD?</p> <p>(Yes) 9. Does the file contain all the necessary information to verify the POD?</p> <p>(Yes) 10. Is a POD remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                                        |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-464 V1

|          |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|----------|----------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Source   | 12/4/2006 1:57:28 PM | dnelson | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                                                                                                                                                                             |
| POU      | 12/4/2006 1:59:23 PM | dnelson | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(No) 14. Is a POU remark and/or condition required?                                                                                                                                                                                                                                                                                                             |
| Season   | 12/4/2006 2:00:38 PM | dnelson | (Yes) 1. Is the basis of claim Decree or License?<br>(No) 4. Does the Decree or License have a Period of Use?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use?<br>(No) 18. Is a Period of Use remark and/or condition required?              |
| Quantity | 12/4/2006 2:01:10 PM | dnelson | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(No) 8. Does the parent right have an annual diversion volume limit?<br>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?<br>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?<br>(Yes) 12. Is a Quantity remark or condition required? |

Water Supply Bank:

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-464

WATER RIGHT NUMBER: 67-464

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | MC KEE BROTHERS INC<br>2980 SALUBRIA RD<br>CAMBRIDGE, ID 83610<br>(208)257-3778 |
| Original Owner    | EDITH K DEVANEY<br><br>, ID                                                     |
| Original Owner    | ELLA MAE CARTER<br><br>, ZZ                                                     |

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

| <u>Source</u>       | <u>Tributary</u> |
|---------------------|------------------|
| LITTLE WEISER RIVER | WEISER RIVER     |

| <u>Beneficial Use</u>   | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-------------------------|-----------------------|-----------------------|----------------------|
| IRRIGATION              | 3/15 to 11/15         | 0.450 CFS             |                      |
| <u>Total Diversion:</u> |                       | 0.450 CFS             |                      |

Location of Point(s) of Diversion

LITTLE WEISER RIVER                      NE1/4SW1/4                      Sec. 1,    Twp 14N,    Rge 02W, B.M.  
ADAMS County

Place of Use

IRRIGATION

$0.45 / 0.012 = 36 \text{ acres allowable}$   
 $36 / 84 = 0.43 \text{ conversion factor.}$

Limited By  
43% of what  
was claimed.  
Each acre amount  
multiplied by 0.43

| Twp | Rge | Sec | NE |    |            |    | NW |    |            |           | SW |    |             |           | SE |    |     |    | Totals    |
|-----|-----|-----|----|----|------------|----|----|----|------------|-----------|----|----|-------------|-----------|----|----|-----|----|-----------|
|     |     |     | NE | NW | SW         | SE | NE | NW | SW         | SE        | NE | NW | SW          | SE        | NE | NW | SW  | SE |           |
| 14N | 02W | 17  |    |    |            |    |    |    |            |           |    |    | 20.0        | 8.6       |    |    |     |    | -20.0 8.6 |
| 14N | 02W | 18  |    |    | 30.0 x .43 |    |    |    | 1.43 x 5.0 | 1.0 x .43 |    |    | 1.43 x 20.0 | 8.0 x .43 |    |    |     |    | 64.0 27.4 |
|     |     |     |    |    | 12.9       |    |    |    | 2.1        | 1.4       |    |    |             | 8.6       |    |    | 3.4 |    |           |

Total Acres: 84

36

Conditions of Approval:

- THIS WATER IS DIVERTED INTO THE SCHWENKFELDER DITCH AND REDIVERTED INTO THE GLADHARD DITCH.  
| ADDRESS CHANGE CY CLAIMANT LETTER 5/19/99 SS.

Remarks:

→ Text in comments  
Limit to 0.02 CFS/Acre

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-464

WATER RIGHT NUMBER: 67-464

|                   |                         |
|-------------------|-------------------------|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner     | ELLA MAE CARTER         |
|                   | , ZZ                    |
| Current Owner     | EDITH K DEVANEY         |
|                   | , ID                    |

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

|                     |                  |
|---------------------|------------------|
| <u>Source</u>       | <u>Tributary</u> |
| LITTLE WEISER RIVER | WEISER RIVER     |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | / to /                  | 0.450 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.450 CFS             |                      |

Location of Point(s) of Diversion

LITTLE WEISER RIVER

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 14N | 02W | 17  |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |    |    |        |
| 14N | 02W | 18  |    |    |    |    |    |    |    | X  |    |    |    |    | X  | X  |    |    |        |

Conditions of Approval:

1. THIS WATER CARRIED IN THE GLADHART DITCH.

Remarks:Comments:Dates and Other Information:

D R C H E E .

(6-20-21)

vii.

**Plaintiffs,**

William Allison, Joseph Allison, Alex Allobin, Ruhama Allison, Joseph Allison, William Allison and Alex Allison, as executors of the last will and testament of W B Allison, deceased, Albert Adams, J M Atwell, Harry Abernathy, C A Amadon, Asa Adams, Reilly Atkinson, H W Anderson, Jeff Anderson, Fred Anderson, Preston Anderson, D W Bradshaw, L T Braden, S M Burns, C G Burt, Newton Adamson, F I Adamson, J A Adamson, Jake Ader, Eva Barber, Stella Beigh, Mrs E F Barker, William Beeson, \_\_\_\_\_ Beeson, whose first name is unknown, A L Barclay, Fannie K Barker, Nelson Dahl, Ernooh Bloomstrom, O I Myers, J L Burtonshaw, W F E Brown, G H Eliso, W P Briggs, Otto Brewer, James O Brunt, \_\_\_\_\_ Brunt and Jenkins, whose first names are unknown, a partnership doing business under the firm name and style of Brunt & Jenkins, Charles Barber, E W Deier, Thomas Book, Carrie Clayton, T B Biggerstaff, Mrs Lydia Brauer, Irvin Cox, Andy Combs, Fanny F Carriok, Jerome B Cox, W L Craddock, D H Clare, Riley Cox, H M Coon, Frank Courtwright, James N Crull, D F Coultz, John Cornett, William Carson, Robert Cornett, Fred Cove, J A Carr, W H Camp, W T Cooper, \_\_\_\_\_, A Canyale, Minta Dugger, J D Donart, Frank C Downs, J N Davis, O G Decker, \_\_\_\_\_, K Davidson, J W Davis, C H Davis, J D Darg, Mrs D S Darg, D J Dermney, \_\_\_\_\_, Dale Donnelly, Charles Edwards, David Edwards, E E Edwards, Ellidge, James Evans, Thomas Evans, W A Ford, E M Fuller, C O Findies, A L Frechafer, Albert Ferguson, J D Forsythe, Pearl K Fetherstone, \_\_\_\_\_ Fisk, whose first name is unknown, M P Gifford, C P Gillespie, Emily Glenn, George Gould, Jowl Glenn, Thomas Glenn, Andy Gallant, Forrest Gamut, Geo Gilderoy, C S Gibbs, Frank Galey, Wm Gladheart, Peter Gladheart, Charles R Gray, T C Galloway, Anona Hutchison, John Hutchison, Thomas Hutchison, Henry Jaimsoth, P W Higgins, W R Haines, Frank Hahn, Mary E Houston, Millie Houston, Ben Houston, Harvey Houston, E Hinkle, C W Holmes, C L Dain, Ellis Hartly, Wm Hanson, Walter Hopper, John Hopper, Victor Hopper, Nelson Hanson, J B Hamilton, B M Holt, Joseph Hunstock, Phoebe Harland, Joseph Hutchins, George Hall, Edwin Hill, Charles Hulett, Margaret Haller, Moses F Hopper, E W Hinshaw, Moses H Hopper, Roy Howland, George Henley, O S Herbert, H J Imler, John Ingram, W G Jenkins, W P James, C A Jefferson, \_\_\_\_\_ Johnson, whose first name is unknown, F M Jewell, Jonas O Johnson, C E Kennedy, J L Kauffman, M E Krigbaum, John Kusler, Chas Kuutz, E D Keontz, J E Lawrence, C Dell Keyes, Aug Kampeter, Effie Keithly, James Keithly, Chloe Keithly, James Lapish, \_\_\_\_\_ Kruck, whose first name is unknown, Harold Kinney, Archie E Kester, A L Kingsbury, J J Linden, D K Lindsay, America Lindsey, G W Lewis, Sam Logan, Sarah Lane, Irvin Lichtliter, Chris Larsen, J L Lewis, Carl Lewis, F W Levander, E E Lorton, Mattie Macey, Henry Mosaman, W D Morey, Jacob Mortiz, Albert Moritz, Tony Mortiz, R H Martin, Andrew Miller, W A McKenzie, May M Moon, Arthur Moon, A R McDonald, Frank Murphrey, Edgar Moser, Grant Moore, C E Meisse, Mrs A R McIlirdney, Chester Martin, \_\_\_\_\_ McMahon, A R McDune, J A Morrow, Van Morrison, J A Marquess, Albert McDowell, \_\_\_\_\_ McEammon, whose first name is unknown, Ed F Muir, M R Morris, Noel Moore, H T Muir, Elizabeth Norton, John Norton, \_\_\_\_\_

JUL 24 1996

Bailey-Hutchinson Ditch.

J. D Bailey  
Walter Benson, sub for Caroline Bailey  
D W Hutchinson

15 /  
6 /  
19 /

June 1, 1885 \* 67 0457  
June 1, 1894 \* 67 0458  
June 1, 1890 \* 67 0459

Underwood Ditch.

A B Byers  
Mattie E Gray

15 /  
23 /

June 1, 1882 \* 67 0460  
June 1, 1891 \* 67 0461

Andrew Hutchinson Ditch.

Andrew Hutchinson

50 /

June 1, 1873 \* 67 0462

Ware Ditch.

Mrs. H L Ware

32 /

June 1, 1887 \* 67 0463

Gladhgart Ditch.

Edith K Devaney and Ella Mae Carter

22 1 /

May 1, 1886 \* 67 0464

Snow Ditch.

Matilda Snow

26 /

June 1, 1883 \* 67 0465

Ellie Snow

29 /

June 1, 1883 \* 67 0466

Steward Ditch

G E Steward

25 /

June 1, 1888 \* 67 0467

Steward Curtis

G E Steward

57 /

March 1, 1880 \* 67 0468

Harksbury Ditch.

R F Coutts

34

June 1, 1884 \* 67 0469

W G Shearer

1

June 1, 1886 \* 67 0470

C E Kennedy

14

June 1, 1886 \* 67 0471

Wilderson-Mickey Ditch.

B N York

10 /

May 1, 1881 \* 67 0472

J L Starr

22 1 /

May 1, 1881 \* 67 0473

George Vorhees

35

May 1, 1881 \* 67 0474

Ema N Schroyer

25

May 1, 1881 \* 67 0475

W H Thomson

32

May 1, 1881 \* 67 0476

Schwenkfelder Ditch.

William R Gladhgart

121

May 1, 1884 \* 67 0477

Jacob Moritz

49

May 1, 1892 \* 67 0478

John Schwenkfelder

145

May 1, 1892 \* 67 0479

Leslie Johnson

95

May 1, 1892 \* 67 0480

B N York

25

May 1, 1892 \* 67 0481

M C Wilderson

25

May 1, 1894 \* 67 0482

Albert Moritz

35

May 1, 1894 \* 67 0483

A G Hatley sub for H R Hustend

19

May 1, 1911 \* 67 0484

South Side Ditch.

W H Thomson

44

May 1, 1886 \* 67 0485

Allison Ditch.

Henry Housen

85

May 1, 1891 \* 67 0486

Stella Beigh

12

May 1, 1891 \* 67 0487

H L Snyder

66

May 1, 1891 \* 67 0488

M C Wilderson

82

May 1, 1891 \* 67 0489

JUL 2 4 1996

ALBERT McDOWELL: The Southeast Quarter of the Northeast Quarter, Section 4, Township 14 North, Range 1 West Boise Meridian.

H L JOBLIN: The Northeast Quarter of the Northwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.

J B BAILEY: The Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter Section 4, Township 14 North, Range 1 West Boise Meridian.

WALTER BENSON: The Southeast Quarter of the Northeast Quarter and the East half of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter, Section 9, Township 14 North, Range 1 West Boise Meridian.

D W HUTCHINSON: Lot 1, and the Southeast Quarter of the Northeast Quarter Section 5, the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southeast Quarter Section 4, Township 14 North, Range 1 West Boise Meridian.

A B BYNRS: The South half of the Southeast Quarter, Section 32, Township 15 North, Range 1 West Boise Meridian.

MATTIE E. GRAY: The Northeast Quarter of the Southeast Quarter, Section 32, and the Southwest Quarter of the Southwest Quarter, Section 33, Township 15 North, Range 1 West Boise Meridian.

ANDREW HUTCHINSON: Lots 3 and 4 the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter, Section 4, Township 14 North, Range 1 West Boise Meridian.

MRS. H L WARRE: The Northwest Quarter of the Northwest Quarter, Section 10, and the East half of the Northeast Quarter of the Northeast Quarter, Section 9, Township 14 North, Range 1 West Boise Meridian.

EDITH K DEYANEY AND MELA MAE CARTER: The Northeast Quarter of the Southwest Quarter, and the North half of the Southeast Quarter, Section 18, and the Northwest Quarter of the Southwest Quarter, Section 17, Township 14 North, Range 2 West Boise Meridian.

MATILDA SNOW: The Southeast Quarter of the Southeast Quarter Section 9 and the Southwest Quarter of the Southwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.

MILIE SNOW: (The Northeast Quarter of the Southeast Quarter, Section 9, and the Northwest Quarter of the Southwest Quarter Section 10 and 1 acre in the Northwest corner of the Northeast Quarter of the Southwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.)

G E STEWARD: (The Southeast Quarter of the Southwest Quarter Section 10 and the West half of the Northeast Quarter, the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Southeast Quarter Section 15, Township 14 North, Range 1 West Boise Meridian.)

R F COUTTS: (The South half of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter Section 32, Township 15 North, Range 1 West Boise Meridian.)

W C SUREAUB: (The Southwest Quarter of the Southeast Quarter Section 31, Township 15 North, Range 1 West Boise Meridian.)

C E KENNEDY: (The West half of the Southwest Quarter Section 32, and the North half of the Southeast Quarter and the East half of the Northeast Quarter Section 31, Township 15 North, Range 1 West Boise Meridian.)

JUL 24 1996

| PARCEL #     | Name               | 67A # | Date      | CFS   | Notes            |
|--------------|--------------------|-------|-----------|-------|------------------|
| 14N02W013000 | COPHER, BILL       | 473   | 5/1/1881  | 0.45  |                  |
| 14N02W028400 | WARD, ISAAC        | 472   | 5/1/1881  | 0.2   |                  |
| 14N02W028400 | WARD, ISAAC        | 481   | 5/1/1892  | 0.5   |                  |
| 14N02W112400 | THOMASON, JACK     | 476B  | 5/1/1881  | 0.52  |                  |
| 14N02W113600 | THOMASON, JO       | 476A  | 5/1/1881  | 0.12  |                  |
| 14N02W113600 | THOMASON, JO       | 7494L | 4/7/1980  | 0.23  |                  |
| 14N02W113600 | THOMASON, JO       | 485   | 5/1/1886  | 0.88  |                  |
| 14N02W100600 | SCHWENKFELDER, B   | 474   | 5/1/1881  | 0.7   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 475   | 5/1/1881  | 0.5   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 2087L | 8/23/1913 | 0.2   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 482   | 5/1/1894  | 0.5   |                  |
| 14N02W098400 | WILKERSON, L.K.    | 496   | 7/2/1892  | 0.68  |                  |
| 14N02W091400 | WILKERSON, L.K.    | 489   | 5/1/1891  | 1.64  |                  |
| 14N02W096100 | WILKERSON, R       | 488B  | 5/1/1891  | 0.72  |                  |
| 14N02W096100 | WILKERSON, R       | 487   | 5/1/1891  | 0.24  |                  |
| 14N02W103000 | WILKERSON RANCH    | 7479P | 2/20/1980 | 13.26 |                  |
| 14N02W094040 | MCKEE BROS INC.    | 488A  | 5/1/1891  | 0.6   |                  |
| 14N02W094040 | WILKERSON ,R       | 7508P | 7/8/1980  | 0.54  |                  |
| 14N02W108400 | SCHWENKFELDER, B   | 2017L | 8/14/1906 | 3.65  |                  |
| 14N02W108400 | SCHWENKFELDER, B   | 480   | 5/1/1892  | 1.9   |                  |
| 14N02W150000 | SCHWENKFELDER, B   | 7312L | 5/14/1978 | 2     |                  |
| 14N02W150000 | SCHWENKFELDER, B   | 7489L | 4/4/1981  | 3.8   |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 479   | 5/1/1892  | 2.9   |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 478B  | 5/1/1892  | 0.78  |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 7485L | 3/4/1980  | 1.7   |                  |
| 14N02W162400 | SCHWENKFELDER, R   | 477B  | 5/1/1884  | 1.62  |                  |
| 14N02W161200 | SCHWENKFELDER, R   | 478C  | 5/1/1892  | 0.2   |                  |
| 14N02W167200 | SCHWENKLELDER, J   | 484   | 5/1/1911  | 0.38  |                  |
| 14N02W166600 | LANDRETH, RANDY    | 478A  | 5/1/1892  | 0.2   |                  |
| 14N02W166600 | LANDRETH, RANDY    | 483   | 5/1/1894  | 0.7   |                  |
| 14N02W166600 | LANDRETH, RANDY    | 7478P | 3/24/1980 | 4     |                  |
| 14N02W164800 | SPEARING, MONTY    | 477A  | 5/1/1884  | 0.8   | B. Robbins Split |
| 14n02w081200 | MINK, L. & L.      | 486   | 5/1/1891  | 1.7   |                  |
| 14N02W084800 | WX RANCH           | 491   | 5/1/1887  | 3.25  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 493   | 7/1/1883  | 1.52  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 464   | 6/1/1886  | 0.45  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 492   | 5/1/1887  | 1.3   |                  |
| 14N02W180600 | MCKEE BROS INC.    | 494B  | 5/1/1887  | 0.9   |                  |
| 14N02W075410 | LEGG. N            | 490A  | 5/1/1887  | 0.12  |                  |
| 14N02W074800 | TURNBULL, RAY      | 490B  | 5/1/1887  | 1.72  |                  |
| 14N03W124800 | TURNBULL, RAY      | 494A  | 5/1/1887  | 0.9   |                  |
| 14N03W130600 | JAEGER, JERRY      | 495   | 5/1/1887  | 1.88  |                  |
| 14N03W130600 | JAEGER, JERRY      | 2375L | 1/27/1967 | 0.22  |                  |
| 14N03W136420 | LEGG, ALVIN        | 2227L | 3/1/1953  | 1.4   |                  |
| 14N03W150000 | MINK, RUSSELL      | 2243L | 7/21/1954 | 0.6   |                  |
| 14N03W148420 | DIXIE CREEK RANCH  | 2295L | 12/7/1961 | 1.11  |                  |

| PARCEL #     | Name               | 67A # | Date      | CFS   | Notes            |
|--------------|--------------------|-------|-----------|-------|------------------|
| 14N02W013000 | COPHER, BILL       | 473   | 5/1/1881  | 0.45  |                  |
| 14N02W028400 | WARD, ISAAC        | 472   | 5/1/1881  | 0.2   |                  |
| 14N02W028400 | WARD, ISAAC        | 481   | 5/1/1892  | 0.5   |                  |
| 14N02W112400 | THOMASON, JACK     | 476B  | 5/1/1881  | 0.52  |                  |
| 14N02W113600 | THOMASON, JO       | 476A  | 5/1/1881  | 0.12  |                  |
| 14N02W113600 | THOMASON, JO       | 7494L | 4/7/1980  | 0.23  |                  |
| 14N02W113600 | THOMASON, JO       | 485   | 5/1/1886  | 0.88  |                  |
| 14N02W100600 | SCHWENKFELDER, B   | 474   | 5/1/1881  | 0.7   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 475   | 5/1/1881  | 0.5   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 2087L | 8/23/1913 | 0.2   |                  |
| 14N02W160600 | WILKERSON, J.D.    | 482   | 5/1/1894  | 0.5   |                  |
| 14N02W098400 | WILKERSON, L.K.    | 496   | 7/2/1892  | 0.68  |                  |
| 14N02W091400 | WILKERSON, L.K.    | 489   | 5/1/1891  | 1.64  |                  |
| 14N02W096100 | WILKERSON, R       | 488B  | 5/1/1891  | 0.72  |                  |
| 14N02W096100 | WILKERSON, R       | 487   | 5/1/1891  | 0.24  |                  |
| 14N02W103000 | WILKERSON RANCH    | 7479P | 2/20/1980 | 13.26 |                  |
| 14N02W094040 | MCKEE BROS INC.    | 488A  | 5/1/1891  | 0.6   |                  |
| 14N02W094040 | WILKERSON ,R       | 7508P | 7/8/1980  | 0.54  |                  |
| 14N02W108400 | SCHWENKFELDER, B   | 2017L | 8/14/1906 | 3.65  |                  |
| 14N02W108400 | SCHWENKFELDER, B   | 480   | 5/1/1892  | 1.9   |                  |
| 14N02W150000 | SCHWENKFELDER, B   | 7312L | 5/14/1978 | 2     |                  |
| 14N02W150000 | SCHWENKFELDER, B   | 7489L | 4/4/1981  | 3.8   |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 479   | 5/1/1892  | 2.9   |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 478B  | 5/1/1892  | 0.78  |                  |
| 14N02W152420 | SCHWENKFELDER, RCH | 7485L | 3/4/1980  | 1.7   |                  |
| 14N02W162400 | SCHWENKFELDER, R   | 477B  | 5/1/1884  | 1.62  |                  |
| 14N02W161200 | SCHWENKFELDER, R   | 478C  | 5/1/1892  | 0.2   |                  |
| 14N02W167200 | SCHWENKLELDER, J   | 484   | 5/1/1911  | 0.38  |                  |
| 14N02W166600 | LANDRETH, RANDY    | 478A  | 5/1/1892  | 0.2   |                  |
| 14N02W166600 | LANDRETH, RANDY    | 483   | 5/1/1894  | 0.7   |                  |
| 14N02W166600 | LANDRETH, RANDY    | 7478P | 3/24/1980 | 4     |                  |
| 14N02W164800 | SPEARING, MONTY    | 477A  | 5/1/1884  | 0.8   | B. Robbins Split |
| 14n02w081200 | MINK, L. & L.      | 486   | 5/1/1891  | 1.7   |                  |
| 14N02W084800 | WX RANCH           | 491   | 5/1/1887  | 3.25  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 493   | 7/1/1883  | 1.52  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 464   | 6/1/1886  | 0.45  |                  |
| 14N02W180600 | MCKEE BROS INC.    | 492   | 5/1/1887  | 1.3   |                  |
| 14N02W180600 | MCKEE BROS INC.    | 494B  | 5/1/1887  | 0.9   |                  |
| 14N02W075410 | LEGG. N            | 490A  | 5/1/1887  | 0.12  |                  |
| 14N02W074800 | TURNBULL, RAY      | 490B  | 5/1/1887  | 1.72  |                  |
| 14N03W124800 | TURNBULL, RAY      | 494A  | 5/1/1887  | 0.9   |                  |
| 14N03W130600 | JAEGER, JERRY      | 495   | 5/1/1887  | 1.88  |                  |
| 14N03W130600 | JAEGER, JERRY      | 2375L | 1/27/1967 | 0.22  |                  |
| 14N03W136420 | LEGG, ALVIN        | 2227L | 3/1/1953  | 1.4   |                  |
| 14N03W150000 | MINK, RUSSELL      | 2243L | 7/21/1954 | 0.6   |                  |
| 14N03W148420 | DIXIE CREEK RANCH  | 2295L | 12/7/1961 | 1.11  |                  |

[illegible]

**Idaho Dept. of Water Resources**  
**Pace of Use Comparison Report**

| Type   | WR #     | Owner                                 | Source              | TBS      | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESSE | NWSE | SWSE | SESE | Total |
|--------|----------|---------------------------------------|---------------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|-------|------|------|------|-------|
| Right  | 67 10104 | AUSTIN B ROBBINS, JR, RUTH E ROBBINS, | GROUND WATER        | 14N02W17 |      |      |      |      |      |      |      |      |      |      |      | X    |       |      |      |      | 0     |
| Right  | 67 4170  | RUTH E ROBBINS, AUSTIN B ROBBINS, JR, | GROUND WATER        | 14N02W17 |      |      |      |      |      |      |      |      |      |      |      | X    |       |      |      |      | 0     |
| Claim  | 67 10191 | MARILYN HOLLON, RICHARD HOLLON,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      |      | 30   | 40   | 10   |      |      |      |       |      |      |      | 80    |
| Claim  | 67 10622 | MC KEE BROTHERS INC,                  | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      |      |      |      |      |      | 20   |      |       |      |      |      | 20    |
| Claim  | 67 14506 | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 40   |      |      |      |      |      |      |      |      | X     |      | 11   | 10   | 101   |
| Claim  | 67 4591  | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | X    |      |      |      |      |      |      |      |      | X     |      |      |      | 0     |
| Claim  | 67 4591  | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | X    |      |      |      |      |      |      |      |      | X     |      |      |      | 0     |
| Claim  | 67 4591  | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 40   |      |      |      |      |      |      |      |      |       | 11   | 10   |      | 20    |
| Claim  | 67 464   | MC KEE BROTHERS INC,                  | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      |      |      |      |      |      | 20   |      |       |      |      |      | 20    |
| Claim  | 67 477B  | M MARIE GLADHART, WILLIAM E GLADHART, | LITTLE WEISER RIVER | 14N02W17 | 25   |      |      |      |      |      |      |      |      |      |      |      |       |      |      |      | 25    |
| Permit | 67 7678  | LITTLE WEISER IRRIGATION DIST,        | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 30   | 40   |      | 30   | 40   | 10   | 25   |      |      |       | 20   | 10   |      | 205   |
| Right  | 67 10191 | MARILYN HOLLON, RICHARD HOLLON,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      |      | 30   | 40   | 10   |      |      |      |       |      |      |      | 80    |
| Right  | 67 14506 | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 40   |      |      |      |      |      |      |      |      | X     |      |      |      | 101   |
| Right  | 67 2305  | LITTLE WEISER IRRIGATION DIST,        | LITTLE WEISER RIVER | 14N02W17 |      |      |      | X    |      |      |      |      |      | X    |      |      | X     |      |      |      | 0     |
| Right  | 67 4591  | HOLLY SPIERING, MONTE SPIERING,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 40   | 40   |      |      |      |      |      |      |      |       | 12   | 9    |      | 101   |
| Right  | 67 4591  | MARILYN HOLLON, RICHARD HOLLON,       | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      | 6    | 8.7  |      |      |      |      |      |      |       |      |      |      | 14.7  |
| Right  | 67 2386  | LITTLE WEISER IRRIGATION DIST,        | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 30   | 40   |      | 30   | 40   | 10   | 25   |      |      |       | 20   | 10   |      | 205   |
| Right  | 67 4591  | RUTH E ROBBINS, AUSTIN B ROBBINS, JR, | LITTLE WEISER RIVER | 14N02W17 |      |      |      | 40   |      |      |      |      |      |      |      |      |       | 10   | 10   |      | 100   |
| Right  | 67 4591  | ELLA MAE CARTER, EDITH K DEVANEY,     | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      |      |      |      |      | X    |      |      |       |      |      |      | 0     |
| Right  | 67 4591  | W D MOREY,                            | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      |      | X    |      |      |      |      |      |      |       |      |      |      | 0     |
| Right  | 67 4591  | MARILYN M HOLLON, RICHARD HOLLON,     | LITTLE WEISER RIVER | 14N02W17 |      |      |      |      | 6    | 8.7  |      |      |      |      |      |      |       |      |      |      | 14.7  |
| Right  | 67 4297  | RUTH E ROBBINS, AUSTIN B ROBBINS, JR, | UNNAMED STREAM      | 14N02W17 |      |      |      | 40   | 40   |      |      |      |      |      |      |      |       | 11   | 10   |      | 101   |

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 05/19/99  
PAGE: 1

|                        |                     |               |              |        |              |
|------------------------|---------------------|---------------|--------------|--------|--------------|
| Water Source:          | LITTLE WEISER RIVER | Tributary to: | WEISER RIVER | Stage: | DECREED      |
| Point(s) of Diversion: | T14N R02W S01       |               | NESW         |        | ADAMS County |

| Place of use Legal Description for: |     |    |               |               |               |               |   |               |               |               |               |    |               |               |               |               |   |               |               |               |               |   |      |  |
|-------------------------------------|-----|----|---------------|---------------|---------------|---------------|---|---------------|---------------|---------------|---------------|----|---------------|---------------|---------------|---------------|---|---------------|---------------|---------------|---------------|---|------|--|
|                                     |     |    |               |               |               |               |   | NE            |               |               |               | NW |               |               |               | SW            |   |               |               | SE            |               |   |      |  |
| T                                   | R   | S  | NENE<br>Lt Ac | NUNE<br>Lt Ac | SUNE<br>Lt Ac | SENE<br>Lt Ac |   | NEWW<br>Lt Ac | NWNW<br>Lt Ac | SUNW<br>Lt Ac | SENW<br>Lt Ac |    | NESW<br>Lt Ac | NWSW<br>Lt Ac | SWSW<br>Lt Ac | SESW<br>Lt Ac |   | NESE<br>Lt Ac | NWSE<br>Lt Ac | SUSE<br>Lt Ac | SESE<br>Lt Ac |   |      |  |
| 14N                                 | 02W | 17 | :             | :             | :             | :             | : | :             | :             | :             | :             | :  | :             | 20            | :             | :             | : | :             | :             | :             | :             | : | 20.0 |  |
| 14N                                 | 02W | 18 | :             | :             | 30            | :             | : | :             | :             | :             | 05            | :  | :             | :             | :             | :             | : | :             | 20            | 08            | :             | : | 64.0 |  |
|                                     |     |    |               |               |               |               |   |               |               |               |               |    |               |               |               |               |   |               | TOTAL ACRES   |               |               |   | 84.0 |  |

POU County: WASHINGTON

**Non-Irrigation Uses: 100 HEAD CATTLE FROM DITCHES DURING THE IRRIGATION SEASON.**

**Other Rights: BEN ROSS RESERVOIR, FLOOD WATER**

Remarks: GEN THIS WATER IS DIVERTED INTO THE SCHWENKFELDER DITCH AND REDIVERTED INTO THE GLADHARD DITCH.

ADDRESS CHANGE CY CLAIMANT LETTER 5/19/99 SS.

| Dates: | Exam Made Date: | Verified Date: | Objection Filed Date: |
|--------|-----------------|----------------|-----------------------|
|        |                 |                |                       |

Misc: Water District Number: 67 Field Inspection Flag: D  
Presumption Flag:

SCANNED  
APR 06 2004

### Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

107-10641-10643-10642

- ☐ No account number on mail  
☐ Account number illegible

Addressee's Name

MCKEE DEAS. INC.

Old Address (Include apartment or suite number)

City, State, and ZIP Code

~~2781 Salubria Rd~~ 2781 Salubria Rd  
Cambridge, Id 83610

New Address (Include apartment or suite number)

City, State, and ZIP Code

2965 Salubria Rd  
Cambridge, Id 83610

This card is furnished:

- ☐ For address correction, as requested (your mailpiece was forwarded).  
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

- |                                                 |                                               |                                         |
|-------------------------------------------------|-----------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Moved, left no address | <input type="checkbox"/> No such street       | <input type="checkbox"/> No such number |
| <input type="checkbox"/> Refused                | <input type="checkbox"/> Attempted, not known | <input type="checkbox"/> Unclaimed      |

PS Form 3547, June 1995

+ A67-00464✓  
✓ - 00494B✓  
✓ - 10622✓  
- - 10636✓  
✓ - 00492✓  
- - 00493✓

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-464  
Date Received: 10/6/1989  
Receipt No: C012061  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MC KEE BROTHERS INC Phone: (208)257-3778

2980 SALUBRIA RD  
CAMBRIDGE ID USA 83610

2. Date of Priority: 05/01/1886

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 14N      | 02W   | 1       | NE SW                 | ADAMS  |      |

5. Description of diverting works:

SCHWENKFELDER DITCH, CONCRETE STRUCTURE AND HEADGATE

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 3/15 | 11/15 | 0.45   |            |

7. Total Quantity Appropriated is:  
0.45 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED  
APR 06 2004

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 14N      | 02W   | 17      | NW         | SW  | IRRIGATION    | 20    |
|          |       |         |            |     | Section Acres | 20    |
| 14N      | 02W   | 18      | NW         | SE  | IRRIGATION    | 8     |
|          |       |         | SW         | NE  | IRRIGATION    | 30    |
|          |       |         | SE         | NW  | IRRIGATION    | 5     |
|          |       |         | NE         | SW  | IRRIGATION    | 1     |
|          |       |         | NE         | SE  | IRRIGATION    | 20    |
|          |       |         |            |     | Section Acres | 64    |
|          |       |         |            |     | Total Acres   | 84    |

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THIS WATER IS DIVERTED INTO THE SCHWENKFELDER DITCH AND REDIVERTED INTO THE GLADHARD DITCH.

| ADDRESS CHANGE CY CLAIMANT LETTER 5/19/99 SS.

15. Basis of Claim: Decreed

**SNAKE RIVER BASIN ADJUDICATION  
CHANGE IN ADDRESS OF NOTICE OF CLAIM**Claim Number(s): 67-488A & 67-7508Previous Mailing Address: 2965 Salubria RdCambridge, ID 83610

New Mailing Address:

McKee Brothers, Inc.2980 Salubria RdCambridge, ID 83610

67-10641 P.D.  
67-10622 clm  
67-10636 "  
67-464 "  
67-492 "  
67-494B "  
67-493 "  
67-10643 P.D.  
67-10642 P.D.  
67-488A clm  
67-7508 clm

Telephone Number:

(208) 257-3778 or 257-3538

Signature of Claimant(s):

Brent McKee

Please return this completed form to:

Adjudication Bureau  
Idaho Dept. of Water Resources  
1301 N. Orchard St.  
Boise, ID 83706-2237  
Ph. 1/800/451-4129 or  
FAX 208/327-5400

Adjudication Bureau  
Idaho Dept. of Water Resources  
2735 Airport Way  
Boise, ID 83705-5082  
Ph. 208/334-2190 or  
FAX 208/334-2348

Adjudication Bureau  
Idaho Dept. of Water Resources  
1341 Fillmore St., Ste. 200  
Twin Falls, ID 83301-3380 or  
FAX 208/736-3037

Adjudication Bureau  
Idaho Dept. of Water Resources  
900 N. Skyline, Ste. A  
Idaho Falls, ID 83402-3653 or  
FAX 208/525-7177

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-00464**  
Date Received: 10/ 6/1989  
Receipt No: C012061  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

1. Name: MC KEE BROS INC  
Address: 2965 SALUBRIA RD  
CAMBRIDGE ID 83610 208-257-3538
2. Date of Priority: MAY 1, 1886
3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N      | 02W   | 1       |        | NE     | SW  |     | ADAMS  |
5. Description of diverting works:  
SCHWENKFELDER DITCH, CONCRETE STRUCTURE AND HEADGATE
6. Water is used for the following purposes:
- | Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.450 |      |        |
7. Total Quantity Appropriated is:  
0.450 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 252.0 Acre Feet Per Annum.
9. Non-irrigation uses:  
100 HEAD CATTLE WATER FROM DITCHES DURING THE IRRIGATION SEASON.
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 14N      | 02W   | 17      | NW     | SW  |     | IRR | 20.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 20.0  |
|          |       | 18      | SW         | NE  | IRR           | 30.0  |
|          |       |         | SE         | NW  | IRR           | 5.0   |
|          |       |         | NE         | SW  | IRR           | 1.0   |
|          |       |         | NE         | SE  | IRR           | 20.0  |
|          |       |         | NW         | SE  | IRR           | 8.0   |
|          |       |         |            |     | Section Acres | 64.0  |
|          |       |         |            |     | Total Acres   | 84.0  |

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
BEN ROSS RESERVOIR, FLOOD WATER

14. Remarks:  
THIS WATER IS DIVERTED INTO THE SCHWENKFELDER DITCH AND  
REDIVERTED INTO THE GLADHARD DITCH.  
|  
ADDRESS CHANGE CY CLAIMANT LETTER 5/19/99 SS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY 18 1999

Department of Water Resources

DIRK KEMPTHORNE  
GOVERNOR

April 29, 1999

KARL J. DREHER  
DIRECTOR

MC KEE BROS INC  
2965 SALUBRIA RD  
CAMBRIDGE ID 83610

Re: Snake River Basin Adjudication (SRBA)  
Water Rights #67-10641, 67-10642, 67-10643, A67-00464,  
A67-00494B, A67-10622, A67-10636, A67-00492 & A67-00493  
Change of Address *lands changed, NCAR prepared.*

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

*Sally*

Sally Sherman  
Technical Records Specialist  
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

*Brent White*  
Claimant Signature

*Sec. 208-257-3538*  
Telephone No.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-00464  
Date Received: 10/06/1989  
Receipt No: CO12061  
Received By: CJ

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: MC KEE BROS., INC. 208-257-3217  
Address: 2981 SALUBRIA RD.  
CAMBRIDGE, ID 83610

2. Date of Priority: MAY 01, 1886

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N      | 02W   | 1       | NE     | SW     |     |     | ADAMS  |

5. Description of diverting works:  
SCHWENKFELDER DITCH, CONCRETE STRUCTURE AND HEADGATE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.450  |      |        |

7. Total Quantity Appropriated is:  
0.450 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 252.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
100 HEAD CATTLE WATER FROM DITCHES DURING THE IRRIGATION SEASON.

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 14N           | 02W   | 17      | NW     | SW  |     | IRR | 20.0  |
| Section Acres |       |         |        |     |     |     | 20.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 14N      | 02W   | 18      | SW     | NE  |     | IRR           | 30.0  |
|          |       |         | SE     | NW  |     | IRR           | 5.0   |
|          |       |         | NE     | SW  |     | IRR           | 1.0   |
|          |       |         | NE     | SE  |     | IRR           | 20.0  |
|          |       |         | NW     | SE  |     | IRR           | 8.0   |
|          |       |         |        |     |     | Section Acres | 64.0  |
|          |       |         |        |     |     | Total Acres   | 84.0  |

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
BEN ROSS RESERVOIR, FLOOD WATER

14. Remarks:  
THIS WATER IS DIVERTED INTO THE SCHWENKFELDER DITCH AND  
REDIVERTED INTO THE GLADHARD DITCH.

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do        do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:   -2-  

For Organizations:

I do solemnly swear or affirm that I am President of McKee Bros. Inc. that I have signed the foregoing

McKee Bros. Inc. Organization document in the space below as President of McKee Bros. Inc. Title and that the statements contained in the

McKee Bros. Inc. Organization foregoing document are true and correct.

David Ginter  
Signature of Authorized Agent

President McKee Bros. Inc.  
Title and Organization

October 6 1989  
Date

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 6<sup>th</sup> day  
of October 19 89

Carter Fritschie  
Notary Public

Seal

Residing at Carter Fritschie, Notary Public  
Residing at Eagle, Idaho  
My Commission Expires March 21, 1994

OCT 01 1992

